

ATTORNEY DOCKET NO.
19477-P001CP



PATENT
APPLICATION NO. 09/435,657

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Tomich et al.

Serial No: 09/435,657

Filing Date: November 8, 1999

Group Art Unit: 2739

Title: PHOTONIC HOME AREA NETWORK

Assistant Commissioner for Patents
Box: MISSING PARTS
Washington, D.C. 20231



Dear Sir:

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION
FILING DATE GRANTED**

In response to the Notice to File Missing Parts of Application *Filing Date Granted*, dated November 8, 1999, enclosed are the following documents:

1. Fully executed Declaration and Power of Attorney;
2. Fully executed Small Entity Statment in lieu of the \$380.00 additonal filing fee;
3. Part 2 of the Notice to File Missing Parts of Application;
4. Check in the amount of \$130.00 for Missing Parts Fee; and
4. Postal Receipt Card.

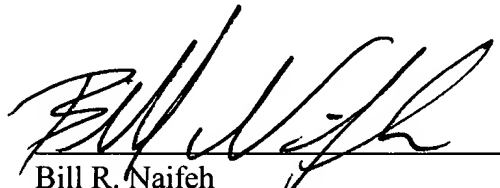
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PATENT
APPLICATION NO. 09/435,657

It is believed that no additional fee is due. If this is incorrect, the Commissioner is hereby authorized to charge any fees which may be required by this paper to Deposit Account No. 23-2426.

Respectfully submitted,

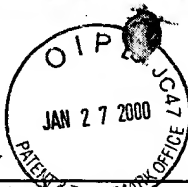
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247:19447-P001CP



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/435,657	11/08/99	TOMICH	J 19447-P001CI

JAMES J MURPHY
5400 RENAISSANCE TOWER
1201 ELM STREET
DALLAS TX, 75270-2199

0262/1206

NOT ASSIGNED

2739

DATE MAILED:

12/06/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a
☐ small entity (statement filed) ☐ non-small entity is \$ 370

☒ 1. The statutory basic filing fee is:

- ☐ missing.
☒ insufficient.

Applicant must submit \$ 380 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. The following additional claims fees are due:

\$ _____ for _____ total claims over 20.
\$ _____ for _____ independent claims over 3.
\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47:

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s) identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts".

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

FORM PTO-1533 (REV. 9/98)

U.S. GPO 1999 450-5875

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Stamp: 02/07/2000 SCORPHE 0000020 0943567 130.00 DP
02/02/2000 KZENDE 0000020 0943567 130.00 DP
FC:105

Stamp: 02/02/2000 KZENDE 0000020 0943567 130.00 DP
01 FC:105